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June 13, 2024

Via ECF

The Honorable Michael A. Hammer, U.S.M.J.
United States District Court
District of New Jersey
Martin Luther King Building & U.S. Courthouse
50 Walnut Street
Newark, New Jersey 07101

Re: **Emerson Redevelopers Urban Renewal, LLC v. Borough of Emerson, et al.**
Civ. Action No.: 2:20-cv-04728-MCA-MAH

Dear Magistrate Judge Hammer:

This firm represents defendants, Borough of Emerson and Danielle DiPaola (on certain insured claims), in the above captioned matter. All parties have conferred on the below proposed discovery schedule and amendment to the previous Order dated February 29, 2024. As such, kindly accept this letter as a joint submission of the parties in connection with the scheduling of the conclusion of discovery in this litigation.

The parties have been working diligently to conclude discovery, and all that remains is the depositions of certain experts. Due to counsels' respective trial schedule, these depositions remain outstanding. We would note that plaintiff's counsel concluded a three-week trial last month and is beginning a scheduled three-week trial on June 17, 2024 in Hudson County. Further, defense counsel completed a two-week trial in Bergen County in June, and has two trials pending in the month of July. We have therefore set aside the first two weeks of August, 2024 to conclude the deposition of the experts. As such, we would propose the following schedule to conclude discovery and file dispositive motions:

Date

Event

August 16, 2024

Completion of Expert Depositions

September 20, 2024

Any Motion for Summary Judgement filed and served

October 28, 2024

Opposition to Motion for Summary Judgement filed and served

November 18, 2204

Reply on Motion for Summary Judgement filed and served

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We thank Your Honor for your consideration and courtesies in this regard.

Respectfully submitted,

BOTTA ANGELI, L.L.C.

A handwritten signature in black ink, appearing to read "Christopher C. Botta", written in a cursive style.

Christopher C. Botta

CCB/slf

cc: Leonard E. Seaman, Esq. (*via email only*)
Stephen M. Klein, Esq. (*via email only*)